

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

**FILED**

**APR 09 2019**

Clerk, U.S. Courts  
District Of Montana  
Missoula Division

JOANNA M. SNYDER,

Petitioner,

vs.

FLATHEAD COUNTY DETENTION  
CENTER,

Respondent.

CV 19-19-M-DLC-JCL

ORDER

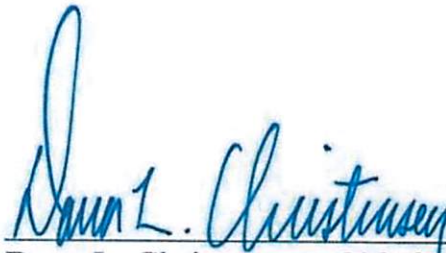
United States Magistrate Judge Jeremiah C. Lynch entered his Findings and Recommendations on January 28, 2019, recommending the dismissal of Petitioner Joanna Snyder's Petition (Doc. 1) for failure to exhaust. (Doc. 2 at 5.) Snyder did not object to the Findings and Recommendations and so has waived the right to de novo review thereof. 28 U.S.C. § 636(b)(1)(C). Absent objection, this Court reviews findings and recommendations for clear error. *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc); *Thomas v. Arn*, 474 U.S. 140, 149 (1985). Clear error exists if the Court is left with a "definite and firm conviction that a mistake has been committed." *United States v. Syrax*, 235 F.3d 422, 427 (9th Cir. 2000) (citations omitted). Reviewing for clear error and finding none,

IT IS ORDERED that Judge Lynch's Findings and Recommendations (Doc. 2) are ADOPTED IN FULL and Snyder's Petition (Doc. 1) is DISMISSED without prejudice for failure to exhaust.

IT IS FURTHER ORDERED that the Clerk of Court is directed to enter a judgment of dismissal.

IT IS FURTHER ORDERED that a certificate of appealability is DENIED.

DATED this 9th day of April, 2019.



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Dana L. Christensen, Chief District Judge  
United States District Court